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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 SAN JOSE DIVISION

12 JOE ESPINOZA,

13 Plaintiff,

14 v.

15 WELLS FARGO BANK, N.A., et al.,

16 Defendants.  
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Case No.: C 09-04111 PVT


**ORDER SETTING DEADLINE FOR PARTIES  
TO FILE EITHER A "CONSENT TO  
PROCEED BEFORE A UNITED STATES  
MAGISTRATE JUDGE," OR ELSE A  
"DECLINATION TO PROCEED BEFORE A  
UNITED STATES MAGISTRATE JUDGE AND  
REQUEST FOR REASSIGNMENT"**

18 On September 11, 2009, defendants Wells Fargo Bank, N.A. and First American Loanstar  
19 Trustee Services filed a motion to dismiss. This case has been assigned to a Magistrate Judge.  
20 Before the court takes any action on the motion to dismiss, the court must determine whether or not  
21 all of the parties who have appeared consent to Magistrate Judge jurisdiction, or whether any of the  
22 parties request reassignment to a District Judge. Therefore,

23 IT IS HEREBY ORDERED that no later than October 2, 2009, each party who has not  
24 already done so shall file either a "Consent to Proceed Before a United States Magistrate Judge," or  
25 else a "Declination to Proceed Before a United States Magistrate Judge and Request for  
26 Reassignment." Both forms are available from the clerk of the court, or from the Forms (Civil)  
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1 section of the court's website at [www.cand.uscourts.gov](http://www.cand.uscourts.gov).

2 Dated: September 28, 2009

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4 PATRICIA V. TRUMBULL  
5 United States Magistrate Judge  
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